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BOSTON MA 02110

MAILED

JUL 29 2011

In re Application of	:	OFFICE OF PETITIONS
Odidi et al.	:	
Application No. 09/166,701	:	
In re Patent No. 7,906,143	:	DECISION ON PETITION
Filing Date: October 5, 1998	:	PURSUANT TO 37 C.F.R.
Issue Date: March 15, 2011	:	\$ 3.81(B)
Attorney Docket Number: SMI-	:	
005.01	:	
Title: CONTROLLED RELEASE	:	
PHARMACEUTICAL DELIVERY DEVICE	:	
AND PROCESS FOR PREPARATION	:	
THEREOF	:	

This is a decision on the petition pursuant to 37 C.F.R. § 3.81(b), filed July 5, 2011, to correct the Assignee's information on the Issue Fee Transmittal Form PTOL-85(b).

The petition is **GRANTED**.

With this petition, Petitioner requests that a Certificate of Correction be issued to correct the assignee information that appears on the face of the patent. On May 13, 2011, Petitioner submitted a "Certificate of Correction" for this purpose, which requests the addition of assignee "Intellipharmaeueutics Corp."

37 C.F.R. § 3.81(b), effective June 25, 2004, reads:

(b) After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in 3.11 before issuance of the patent, and must include a request for a

certificate of correction under 1.323 of this chapter (accompanied by the fee set forth in 1.20(a)) and the processing fee set forth in 1.17(i) of this chapter.

Petitioner has not set forth that the assignment was submitted for recordation as set forth in 37 C.F.R. § 3.11 before issuance of the patent. However, it is noted that Office records indicate that an assignment was received in the Office on March 21, 2003, and as such, this requirement of 37 C.F.R. § 3.81(b) is waived, *sua sponte*.

Payment of the required \$100 certificate of correction fee and the \$130 processing fee is acknowledged.

The Certificates of Correction Branch will be notified of this decision so that the requested Certificate of Correction can be issued, adding "Intellipharmaeueutics Corp." as the assignee.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225. Any questions concerning the issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (703) 756-1814.

It is noted that the address listed on the petition differs from the address of record. The application file does not indicate a change of correspondence address has been filed in this case, although the address given on the petition differs from the address of record. If Petitioner desires to receive future correspondence regarding this patent, the change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to the address which appears on the petition. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary. Petitioner will not receive future correspondence related to this patent unless Change of Correspondence Address, Patent Form (PTO/SB/123) is submitted for the above-identified patent. For Petitioner's convenience, a blank Change of Correspondence Address, Patent Form (PTO/SB/123), may be found at <http://www.uspto.gov/web/forms/sb0123.pdf>.

If appropriate, a change of fee address (form PTO/SB/47) and a request for customer number (form PTO/SB/125) should be filed in accordance with Manual of Patent Examining Procedure, section 2540.

A blank fee address form may be found at
<http://www.uspto.gov/web/forms/sb0047.pdf>.

/Paul Shanowski/
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Office of Petitions

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